

Form 149

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Sanjeev Roy
Debtor(s)

Bankruptcy Case No.: 19-21748-GLT
Issued Per 8/12/2021 Proceeding
Chapter: 13
Docket No.: 79 – 72
Concil. Conf.: August 12, 2021 at 01:00 PM

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

(1.) PLAN CONFIRMATION:

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated June 25, 2021 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- ☒ A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$5,257.00 as of August, 2021. Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☐ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. ***A final plan conciliation conference will be held on Aug. 12, 2021 at 01:00 PM, in remotely by the Trustee via Zoom, how to participate: goto www.ch13pitt.com, meetings@chapter13trusteewdpa.com.*** If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☐ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: .
- ☒ H. Additional Terms: A fee application is needed if any fee (including retainer) exceeds \$4,000.00 including any fees paid to prior counsel.

– No further payments to: Hyundai Capital Claim No. 3, JP Morgan Chase Claim No. 2, and Wells Fargo Bank Claim No. 4; all prior payments proper and are ratified.

Total uns filed = \$72,436.18.

(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:

A. Objections to the Plan. Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

B. Applications to retain brokers, sales agents, or other professionals. If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

C. Review of Claims Docket and Objections to Claims. Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

D. Motions or Complaints Pursuant to §§506, 507 or 522. All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

E. Filing Amended Plans. Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) ***IT IS FURTHER ORDERED THAT:***

A. After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

B. Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

D. Debtor's counsel must file a fee application in accordance with *W.PA.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

E. The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

F. In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any ***secured claim*** that is secured by the subject property, unless directed otherwise by further Order of Court.



Gregory A. Taddonio, Judge
United States Bankruptcy Court

Dated: August 13, 2021

cc: All Parties in Interest to be served by Clerk in seven (7) days

In re:
Sanjeev Roy
Debtor

Case No. 19-21748-GLT
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2
Date Rcvd: Aug 13, 2021

User: dbas
Form ID: 149

Page 1 of 3
Total Noticed: 39

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 15, 2021:

Recip ID	Recipient Name and Address
db	+ Sanjeev Roy, 121 Sewickley Farms Circle, Mars, PA 16046-7143
15042742	+ Ameriprise Financial I, 827 Ameriprise Financial, Minneapolis, MN 55474-0008
15042743	+ Barclays Bank Delaware, Po Box 8803, Wilmington, DE 19899-8803
15042752	+ Credit First N A, 6275 Eastland Rd, Brookpark, OH 44142-1399
15042754	+ Flr Solution, Po Box 94498, Las Vegas, NV 89193-4498
15042755	Fm/citizens, 121 South 13th Street, Blair, NE 68008
15042757	+ Hyundai Capital America, 4000 Macarthur Blvd Ste, Newport Beach, CA 92660-2558
15042759	Lending Club Corp, 71 Stevenson St Ste 300, San Francisco, MI 49000
15042761	+ Ntb/cbna, Po Box 6497, Sioux Falls, SD 57117-6497
15042769	+ Target N.b., Po Box 673, Minneapolis, MN 55440-0673
15042771	+ Toyota Motor Credit Co, 240 Gibraltar Rd Ste 260, Horsham, PA 19044-2387
15077245	UPMC Physician Services, PO Box 1123, Minneapolis, MN 55440-1123
15075391	Wells Fargo Bank, N.A., PO Box 10438, MAC F8235-02F, Des Moines, IA 50306-0438

TOTAL: 13

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
15042744	+ Email/Text: BKMailBayview@bayviewloanservicing.com	Aug 13 2021 23:13:00	Bayview Loan Servicing, LLC, 4425 Ponce De Leon Blvd. 5th Floor, Miami, FL 33146-1873
15083176	+ Email/Text: BKMailBayview@bayviewloanservicing.com	Aug 13 2021 23:13:00	Bayview Loan Servicing, LLC, 4425 Ponce de Leon Blvd, 5th Floor, Coral Gables, FL 33146-1873
15042746	Email/PDF: AIS.cocard.ebn@americaninfosource.com	Aug 13 2021 23:26:45	Capital One, 15000 Capital One Dr, Richmond, VA 23238
15042745	+ Email/PDF: AIS.cocard.ebn@americaninfosource.com	Aug 13 2021 23:26:38	Cap1/bstby, Po Box 30253, Salt Lake City, UT 84130-0253
15042747	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 13 2021 23:26:43	Cbna, Po Box 6497, Sioux Falls, SD 57117-6497
15042748	+ Email/Text: bk.notifications@jpmchase.com	Aug 13 2021 23:13:00	Chase Auto, Po Box 901003, Ft Worth, TX 76101-2003
15042750	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 13 2021 23:26:43	Citi, Po Box 6241, Sioux Falls, SD 57117-6241
15042751	+ Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Aug 13 2021 23:13:00	Comenity Bank/levin, Po Box 182789, Columbus, OH 43218-2789
15302493	+ Email/Text: BKMailBayview@bayviewloanservicing.com	Aug 13 2021 23:13:00	Community Loan Servicing, LLC, 4425 Ponce De Leon Blvd., 5th Floor, Coral Gable, FL 33146-1873
15042753	+ Email/Text: bankruptcy@dcu.org	Aug 13 2021 23:13:00	Digital Fed Credit Uni, 220 Donald Lynch Blvd, Marlborough, MA 01752-4708
15071533	+ Email/Text: Hcabankruptcy-courtntices@hcamerica.com	Aug 13 2021 23:13:00	HYUNDAI CAPITAL AMERICA DBA, HYUNDAI MOTOR FINANCE, PO BOX 20809, FOUNTAIN VALLEY, CA 92728-0809

District/off: 0315-2

User: dbas

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15042756	+ Email/Text: bankruptcy@huntington.com	Aug 13 2021 23:13:00	Huntington National Ba, 7 Easton Oval # Ea5w29, Columbus, OH 43219-6060
15042749	Email/PDF: ais.chase.ebn@americaninfosource.com	Aug 13 2021 23:26:45	Chase Card, Po Box 15298, Wilmington, DE 19850
15057246	Email/Text: bk.notifications@jpmchase.com	Aug 13 2021 23:13:00	JPMorgan Chase Bank, N.A., National Bankruptcy Department, P.O. Box 29505 AZ1-1191, Phoenix, AZ 85038-9505
15042758	+ Email/Text: PBNCNotifications@peritussservices.com	Aug 13 2021 23:13:00	Kohls/chase, N56 W 17000 Ridgewood Dr, Menomonee Falls, WI 53051-7096
15042760	+ Email/PDF: resurgentbknotifications@resurgent.com	Aug 13 2021 23:26:42	LVNV Funding, PO BOX 10497 MS 576, Greenville, SC 29603-0497
15048794	Email/PDF: resurgentbknotifications@resurgent.com	Aug 13 2021 23:26:39	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15083224	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Aug 13 2021 23:26:39	Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
15042763	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Aug 13 2021 23:26:42	Portfolio Recov Assoc, 120 Corporate Blvd Ste 1, Norfolk, VA 23502-4952
15042762	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Aug 13 2021 23:26:46	Portfolio Recov Assoc, 120 Corporate Blvd Ste 100, Norfolk, VA 23502-4952
15042764	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 13 2021 23:26:43	Sears/cbna, Po Box 6282, Sioux Falls, SD 57117-6282
15042765	+ Email/PDF: gecsed@recoverycorp.com	Aug 13 2021 23:26:45	Syncb/dkdc, P.o. Box 965005, Orlando, FL 32896-5005
15042766	+ Email/PDF: gecsed@recoverycorp.com	Aug 13 2021 23:26:37	Syncb/jc Penney Dc, Po Box 965007, Orlando, FL 32896-5007
15042767	+ Email/PDF: gecsed@recoverycorp.com	Aug 13 2021 23:26:37	Syncb/jcp, Po Box 965007, Orlando, FL 32896-5007
15042768	+ Email/PDF: gecsed@recoverycorp.com	Aug 13 2021 23:26:44	Syncb/lowes, Po Box 965005, Orlando, FL 32896-5005
15042770	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 13 2021 23:26:43	Thd/cbna, Po Box 6497, Sioux Falls, SD 57117-6497

TOTAL: 26

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		BAYVIEW LOAN SERVICING, LLC
cr		Community Loan Servicing, LLC
cr		JPMORGAN CHASE BANK, N.A.

TOTAL: 3 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

District/off: 0315-2

User: dbas

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Form ID: 149

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Date: Aug 15, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 13, 2021 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor BAYVIEW LOAN SERVICING LLC bnicholas@kmlawgroup.com
Brian Nicholas	on behalf of Creditor Community Loan Servicing LLC bnicholas@kmlawgroup.com
Lawrence W. Willis	on behalf of Debtor Sanjeev Roy ecf@westernpabankruptcy.com urfreshstr@gmail.com;willislr88866@notify.bestcase.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com
Stephen Russell Franks	on behalf of Creditor JPMORGAN CHASE BANK N.A. amps@manleydeas.com

TOTAL: 6